

Nº 48922

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAR 18 1985

Returned to applicant for correction

Corrected application filed

Map filed MAR 18 1985

The applicant Milton Gardner

P.O. Box 277, of Lund,
Street and No. or P.O. Box No. City or Town

Nevada 89317, hereby make application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground Sources.
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 1.0 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for Irrigation and Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated 66 acres

(b) Stockwater, state number and kinds of animals to be watered

(c) Other use (describe fully under "No. 12. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 31,
Describe as being within a 40-acre subdivision of public
T.12N., R.62E., M.D.B.&M., whence the Southwest Corner of said Section 31
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

bears S.24°30'00" W., 4,300 feet distant.

6. Place of use Portions of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T.12N.,
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

R.62E., M.D.B.&M.

7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) The water will be pumped from an existing
State manner in which water is to be diverted, i.e. diversion structure, ditches and
well through "V" ditches and flood irrigated throughout the proposed point of use.
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$10,000.00

10. Estimated time required to construct works..... 3 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared..... ll/se..... js/se.....
By..... s/Richard W. Forman
Richard W. Forman Agent
P.O.Box 150
Ely, Nevada 89301
Protested.....

.....APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 1.0..... cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before..... June 4, 1987

Proof of completion of work shall be filed on or before..... July 4, 1987

Application of water to beneficial use shall be made on or before..... June 4, 1989

Proof of the application of water to beneficial use shall be filed on or before..... July 4, 1989

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed..... JUL 27 1988..... IN TESTIMONY WHEREOF, I, PETER G. MORROS

Proof of beneficial use filed..... AUG 07 1989..... State Engineer of Nevada, have hereunto set my hand and the seal of my office, this..... 4th..... day of..... June.....

Cultural map filed.....

Certificate No. 13832..... Issued FEB 07 1994..... A.D. 1986.....

21 AUG 23 1989..... State Engineer

CANCELLED..... BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

See rescinded See Filing #3722 7/1/90